

FILED

OCT - 3 2006

CLERK, U.S. DISTRICT COURT
WESTERN DISTRICT OF TEXAS
BY DEPUTY CLERK

UNITED STATES COURT FOR
THE WESTERN DISTRICT OF TEXAS
SAN ANTONIO DIVISION

THOMAS RETZLAFF
PLAINTIFF

V.

GREYSTAR HOLDINGS, INC
ROBERT A. FAITH, PRESIDENT
AND

GREYSTAR MANAGEMENT, INC
ROBERT A. FAITH
REGISTERED AGENT
AND

GREYSTAR DEVELOPMENT
AND CONSTRUCTION, L.P.
ROBERT A. FAITH, PRESIDENT
AND

GREYSTAR MANAGEMENT SERVICES,
LP
ROBERT A. FAITH, PRESIDENT
AND

CIVIL ACTION
NO.

5-06-CV-
00738
(XR)

GREYSTAR GENERAL
PARTNER, LP
ROBERT A. FAITH, PRESIDENT
AND
CHOICE PRINT SERVICES, INC
DEFENDANTS
ET AL.

MOTION FOR INTERVENTION
BY
PRO SE - PRIVATE ATTORNEY GENERAL
MICHAEL L. BUESGENS

PRIVATE ATTORNEY GENERAL
BUESGENS RESPECTFULLY MOVES
THIS COURT TO GRANT INTERVENTION
ON BEHALF OF PLAINTIFF
THOMAS RETZLAFF PURSUANT
TO RULE 24 AND RULE 5
OF THE FEDERAL RULES OF
CIVIL PROCEDURE.

I GROUNDS

1. PRO. SE BUESGENS CLAIMS AN INTEREST RELATING TO THE PROPERTY OR TRAN ACTION WHICH IS THE SUBJECT OF THIS CIVIL ACTION.
CASE NO. 5-06-CV-00738XR
2. PRIVATE ATTORNEY IS SITUATED THAT THE DISPOSITION OF THE ACTION WOULD IMPAIR AND IMPEDE BUESGENS ABILITY TO PROTECT THAT INTEREST UNLESS HE IS ADEQUATELY REPRESENTED BY EXISTING PARTIES.
- 3 **SEE** CIVIL ACTION A-06-CV-226LY
BUESGENS V. GREYSTAK
ET.AL.
4. **SEE** CIVIL ACTION A-06-CV-260LY
FALCON RIDGE APARTMENTS V.
MICHAEL L. BUESGENS.

5. SEE CROSSCLAIMS AGAINST
GREYSTAR FAMILY OF
FORFEITURES (FRANCHISE TAX)

6. SEE CASE NO. D-1-GN-06-000262
TEXAS DISTRICT COURT,
200TH JUDICIAL DISTRICT, AUSTIN,
TEXAS

REMOVED
ONLAWFULLY
ON MARCH 29, 2006.
GREYSTAR FAMILY
OF ~~DEFUNCT~~ CORPORATIONS
BELLY UP
TO

7. U.S. DISTRICT COURT, AUSTIN
DIVISION, CIVIL ACTION NO.
A-06-CV-22664

8. SEE CASE NO. C-1-CV-06-000678
TRAVIS COUNTY COURT AT LAW
NO. 1, JUDGE DAVID PHILLIPS
AND

9. BUESGEN'S REMOVAL
ON 4/14/2006

TO
U.S. DISTRICT COURT, AUSTIN
DIVISION CIVIL ACTION NO.
A-06-CV-26047

**10. SEE REMAND ON 5/24/2006
BACK TO**

11. CASE NO. C-1-CV-06-000678

12. TRIAL ^{AND} JUNE 16, 2006

**13. WRIT OF POSSESSION EXECUTED
ON JULY 6, 2006 BY
TRAVIS COUNTY CONSTABLE
BRUCE ELFANT PRECINCT 5
AUSTIN, TEXAS**

**14. SEE BUESGENS HOUSING
DISCRIMINATION COMPLAINT
DATED DECEMBER 28, 2005
HUD # 06-06-293-08
AND**

15. EVICTION SUIT FILED
ON DECEMBER 30, 2005
BY
16. ATTORNEY CHARLES E. BROWN
AND
17. FALCON RIDGE APARTMENTS
AND
18. PROPERTY MANAGERS
GREYSTAR EMPLOYEE
FAMILY MEMBERS
- A. MANDY ROGERS
AND
- B. DEBI WEHMEIER, REGIONAL
VICE PRESIDENT,
NOW FIRED
AND
- C. AMANDA WILSON-TOKRES
MOVED OUT
AND
- D. LEANN BIEHL
MOVED OUT
AND
19. CHARLES E. BROWN - FIRED

20. **SEE** HEARING TRANSCRIPT
CASE NO. D-1-GN-06-000262
TEXAS DISTRICT COURT
200TH JUDICIAL DISTRICT

JUDGE SCOTT JENKINS

ON
FEBRUARY 21, 2006

AND
ATTORNEY CHARLES E. BROWN
HIDE AND MISREPRESENT
THE TRUE NAMES OF
THE PARTIES THAT BEGAN
IN DECEMBER, 2005.

21. **SEE** TEXAS SECRETARY
OF STATE AND TEXAS
COMPTROLLER RECORDS
OF FRAUDULENT TAX VIOLATIONS.

22. GREYSTAR HOLDINGS, INC
AND
✓ GREYSTAR MANAGEMENT SERVICES,
L.P.

23. BUESGENS HAD TO PUT IN A COMPLAINT WITH TEXAS SOS AND TEXAS COMPTROLLER BECAUSE GREYSTAR HOLDINGS, INC IN FORFEITURE WAS THE REGISTERED AGENT.
24. BUESGENS REQUESTED AN INFORMANT CONTRACT WITH TEXAS COMPTROLLER ON FRANCHISE TAX FORFEITURES AND WAS DENIED.
25. BUESGENS FINALLY SERVED PROCESS ON GREYSTAR MANAGEMENT SERVICES, LP — LIMITED PARTNER AND TEXAS SOS SERVED PROCESS ON GREP GENERAL PARTNER, LLC IN SEPTEMBER, 2006.

26. FALCON RIDGE APARTMENTS
HAS NO. STANDING OR
CAPACITY TO SUE ANYONE

A. SEE TEXAS BUSINESS
CORPORATION ACT

B. AND
ASSUMED NAME ACT

C. AND
TRAVIS COUNTY ASSUMED
NAME STATUTE

D. BUSINESS AND COMMERCE CODE

27. SEE DISCLOSURE RULE
7.1 FEDERAL RULES OF
CIVIL PROCEDURE

SEE RULE 17 OF FRCP

28. LOOK AT TEXAS SECRETARY
OF STATE RECORDS AND
DELAWARE SECRETARY OF
STATE RECORDS, AND
COURT FILINGS IN THE FOREGOING
CASES.

II COMPLAINT

1. THE DEFENDANTS IN THIS CIVIL ACTION NO. 05-06-CV-00738 XR **DO NOT HAVE** THE STANDING AND CAPACITY TO REMOVE THIS CASE FROM STATE COURT.
2. THE DEFENDANTS **HAVE NOT** PROVIDED A DISCLOSURE STATEMENT IN CASE NO. 05-06-CV-00738.
3. THE DEFENDANTS **HAVE** WILLFULLY AND FRAUDULENTLY WITHHELD THE TRUE LEGAL IDENTITIES OF THE PARTIES FROM PLAINTIFF (THOMAS RETZLAFF)
4. THE DEFENDANTS BLAME MR. RETZLAFF FOR MISNOMERS AND MISJOINDER

WHEN IT IS **THEIR INTENT**
AND MOTIVE TO HIDE AND
CONFUSE AND MISREPRESENT
THE TRUE NAMES..

5. THE DEFENDANTS IN CASE
NO. 05-06-CV-00738 XR
HAVE VIOLATED TEXAS STATUTES
AND TEXAS STATE AND
FEDERAL RULES OF PROCEDURE.

6. THIS HAS CAUSED SEVERE
HARM TO MR. RETZLAFF'S
LEGAL REMEDIES.

III RELIEF REQUESTED

1. THAT MR. RETZLAFF (PLAINTIFF)
BE AWARDED DAMAGES
FOR COMPENSATION AND RETALIATION.

2. THAT APPOINTMENT OF COUNSEL BE AWARDED TO PLAINTIFF RETZLAFF.
3. THAT ATTORNEY FEES BE AWARDED MR. RETZLAFF.
4. THAT SANCTIONS BE APPLIED TO THE ATTORNEYS IN THIS CASE NO. 05-06-CV-00738XR **FOR THEIR**
 - A. NEGLIGENT MISREPRESENTATIONS AND MISCONDUCT ON REMOVAL
 - B. ^{AND} WILLFUL AND FRAUDULENT FAILURES TO DISCLOSE IDENTITIES OF PARTIES
 - C. THAT IS STILL CONTINUING

5. THAT THIS COURT
U.S. DISTRICT COURT
SAN ANTONIO DIVISION
AWARD MR. RETZLAFF

A
DIRECTED VERDICT
OR

IN THE ALTERNATIVE REMANDS
THIS CASE TO STATE COURT

6. THAT THIS CASE NO.
06-06-CV-00738 IS
ABOUT VIOLATIONS OF
THE

A. TEXAS CONSUMER PROTECTION ACT
AND

B. TEXAS STATUTES
AND

C. TEXAS ADMINISTRATIVE AGENCY
REGULATIONS
AND

D. TEXAS PROPERTY CODES

RESPECTFULLY SUBMITTED,
Michael L. Buesgens
MICHAEL L. BUESGENS
PRO SE
PRIVATE ATTORNEY GENERAL
OCTOBER 1, 2006
CASE NO.
05-06-CV-00738
XR
U.S. DISTRICT COURT
SAN ANTONIO DIVISION

IV CERTIFICATE OF SERVICE

I CERTIFY THAT ONE TRUE
COPY OF THIS MOTION
FOR INTERVENTION WAS
SERVED ON THIS 1ST DAY
OF OCTOBER, 2006.

ADDRESSED TO:

1. ROBERT A. FAITH,
PRESIDENT
GREY GENERAL PARTNER, LLC
11 STATE STREET
CHARLESTON, SC 29401
A
DELAWARE CORPORATION

TEXAS SOS FILE NO.
800169605
FED TAX ID. 043611398

DELAWARE SOS FILE NO.
3399854

AND

2. ROBERT T MOWREY
STATE BAR NO. 14607500

AND
C. DON CLAYTON
STATE BAR NO. 24027932
GREY GENERAL PARTNER, LLC
GREY STAR HOLDINGS, INC

LOCKE LINDELL &
SAPP, LLP

2200 ROSS AVENUE
SUITE 2200
DALLAS, TX 75201
PHONE : 214-740-8000
FAX : 214-740-8800

AND

3.

DAVID FRITSCH
GREYSTAR HOLDINGS **INC**
ROBERT A. FAITH
GREYSTAR PARTNER, **LLC**
GREYSTAR MANAGEMENT SERVICES,
LP **TAX FORFEITURE**

9/8/2006

921 PROTON
SAN ANTONIO, TEXAS 78258
PHONE : 210-227-2726
FAX : 210-227-5500

4. MR. THOMAS C. RETZLIEFF
PRO SE
PLAINTIFF
P.O. BOX 92
SAN ANTONIO, TX 78291-0092
PHONE : 210-317-9800
FAX : 210-877-6034.

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